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Attorney Docket : 10235/10

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor : Kazuo SHINOZAKI, et al.
Serial No.: 09/988,739 ✓
Filing Date: November 20, 2001
For: ENVIRONMENTAL STRESS
RESPONSIVE PROMOTER

Art Unit : Unassigned
Examiner : Unassigned

Commissioner For Patents
Washington, DC 20231

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §1.97(b)(3)

S I R:

Under the provisions of 37 CFR 1.97(b)(3), and in accord with Applicants' duty of disclosure under 37 CFR 1.56, Applicants would like to call the Examiner's attention to the three documents cited on the attached form PTO-1449.

The references were cited in the Additional European Search Report, a copy of which is also enclosed.

The Examiner is respectfully requested to review, and to mark as considered, the references listed on the attached form PTO-1449, to make them of record in the present application and to include them in the "References Cited" section of any patent to issue on the present application.

The Office is hereby authorized to charge any fees under 37 CFR 1.16 or 1.17, or to credit any overpayment, to Deposit Account No. 11-0600.

The Examiner is invited to contact the undersigned at 202/220-4200 to discuss any matter in this application.

Respectfully submitted,

KENYON & KENYON

W. David Wallace
Registration No. 42,210

October 7, 2002
Date

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OCT 07 2002
PATENT & TRADEMARK OFFICE

PTO/SB/08A (10-01)

Approved for use through 10/31/2002. OMB 0651-0031
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Substitute for form 1449A/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet 1 of 2

Complete if Known

Application Number	09/988,739
Filing Date	November 20, 2001
First Named Inventor	K. SHINOZAKI, et al.
Group Art Unit	Unassigned
Examiner Name	Unassigned
Attorney Docket Number	10235/10

U.S. PATENT DOCUMENTS

Examiner Initials *	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code ² (if known)			
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FOREIGN PATENT DOCUMENTS

Examiner Initials *	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³ - Number ⁴ - Kind Code ⁵ (if known)				

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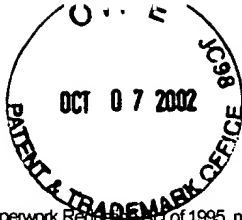
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² Applicant's unique citation designation number (optional). ³ See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04.

⁴ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁵ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁶ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁷ Applicant is to place a check mark here if English language Translation is attached.

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**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

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Sheet 2

of 2

Complete if Known

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First Named Inventor	K. SHINOZAKI, et al.
Group Art Unit	Unassigned
Examiner Name	Unassigned
Attorney Docket Number	10235/10

OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS

Examiner Initials *	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	1	DATABASE EM_PL [Online] Database accession no. AB010069, XP002200522, *abstract	
	2	DATABASE EM_EST [Online] Database accession no. B1272680, XP002200523, *abstract*	
	3	DATABASE EM_PL [Online] Database accession no. AY039589, XP002200524, *abstract*	

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